

Judge Coughenour

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALPHA TECHNOLOGIES, INC.,

Defendant.

NO. CR04-0173C

WAIVER OF INDICTMENT

Alpha Technologies, Inc., having been advised of the nature of the charge and having been advised of its right to prosecution by Indictment pursuant to Rule 7(a) of the Federal Rules of Criminal Procedure; having been advised that pursuant to Rule 7(b) of the Federal Rules of Criminal Procedure Alpha Technologies, Inc. may waive prosecution by Indictment and may be prosecuted by Information, does

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04-CR-00173-WV

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1 knowingly, and with advice of counsel, waives in open court its right to be prosecuted  
2 by Indictment and does hereby consent to prosecution by Information.

3 DATED this 13<sup>th</sup> day of April, 2004.

6 Defendant Alpha Technologies, Inc.

7 By: Walter J. Schum

8 Its: President

10 Robert M. McCallum  
11 ROBERT McCALLUM  
12 Attorney for Alpha Technologies, Inc.

13 Bradley A. Smith  
14 BRADLEY A. SMITH  
15 Attorney for Alpha Technologies, Inc.

16 Robert Westinghouse  
17 ROBERT WESTINGHOUSE  
18 Assistant United States Attorney

19 Susan L. Lutz  
20 SUSAN LUTZ  
21 Assistant United States Attorney

22  
23  
24  
25 Approved:

26 Paul W. Wenzel  
27 U.S. DISTRICT JUDGE/U.S. MAGISTRATE JUDGE  
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